

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 300

[FRL 3724-6]

National Priorities List for Uncontrolled Hazardous Waste Sites

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency ("EPA") is amending the National Oil and Hazardous Substances Pollution Contingency Plan ("NCP"), 40 CFR part 300, which was promulgated on July 16, 1982, pursuant to section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 ("CERCLA"). CERCLA has since been amended by the Superfund Amendments and Reauthorization Act of 1986 ("SARA") and is implemented by Executive Order 12580 (52 FR 2923, January 29, 1987). CERCLA requires that the NCP include a list of national priorities among the known releases or threatened releases of hazardous substances, pollutants, or contaminants throughout the United States, and that the list be revised at least annually. The National Priorities List ("NPL"), initially promulgated as appendix B of the NCP on September 8, 1983 (48 FR 40658), constitutes this list and is being revised today by the addition of 71 sites, including 14 Federal facility sites. Based on a review of public comments on these sites, EPA has decided that they meet the eligibility requirements of the NPL and are consistent with the Agency's listing policies. In addition, today's action removes one site from the proposed NPL. Information supporting these actions is contained in the Superfund Public Dockets.

This rule results in a final NPL of 1,081 sites, 93 of them in the Federal section; 137 sites are proposed to the NPL, 24 of them in the Federal section. Final and proposed sites now total 1,218.

EFFECTIVE DATE: The effective date for this amendment to the NCP shall be March 23, 1990. CERCLA section 305 provides for a legislative veto of regulations promulgated under CERCLA. Although *INS v. Chadha*, 402 U.S. 919, 100 S. Ct. 2764 (1983), cast the validity of the legislative veto into question, EPA has transmitted a copy of this regulation to the Secretary of the Senate and the Clerk of the House of Representatives. If any action by Congress calls the effective date of this regulation into question, the Agency will publish a

notice of clarification in the Federal Register.

ADDRESSES: Addresses for the Headquarters and Regional dockets follow. For further details on what these dockets contain, see section I of the "Supplementary Information" portion of this preamble.

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U.S. EPA, Region 2, Document Control Center, Superfund Docket, 26 Federal Plaza, 7th Floor, Room 740, New York, NY 10278, Latchmin Serrano, 212/264-5540, Ophelia Brown, 212/264-1154.

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I. Introduction

Background

In 1980, Congress enacted the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9601-9657 ("CERCLA" or the "Act"), in response to the dangers of uncontrolled hazardous waste sites. CERCLA was amended in 1986 by the Superfund Amendments and Reauthorization Act ("SARA"), Public Law No. 99-499, stat. 1613 *et seq.* To implement CERCLA, the Environmental Protection Agency ("EPA" or "the Agency") promulgated the revised National Oil and Hazardous Substances Pollution Contingency Plan ("NCP"), 40 CFR part 300, on July 16, 1982 (47 FR 31180) pursuant to CERCLA section 105 and Executive Order 12316 (46 FR 42237, August 20, 1981). The NCP, further revised by EPA on September 16, 1985 (50 FR 37624) and November 20, 1985 (50 FR 47912), sets forth guidelines and procedures needed to respond under CERCLA to releases and threatened releases of hazardous substances, pollutants, or contaminants. On December 21, 1938 (52 FR 51394), EPA proposed revisions to the NCP in response to SARA.

Section 105(a)(8)(A) of CERCLA, as amended by SARA, requires that the NCP include "criteria for determining priorities among releases or threatened releases throughout the United States for the purpose of taking remedial action and, to the extent practicable taking into account the potential urgency of such action, for the purpose of taking removal action." Removal action involves cleanup or other actions that are taken in response to releases or threats of releases on a short-term or temporary basis (CERCLA section 101(23)). Remedial action tends to be long-term in nature and involves response actions that are consistent with a permanent remedy for a release (CERCLA section 101(24)). Criteria for determining priorities for possible remedial actions financed by the Trust Fund established under CERCLA are included in the Hazard Ranking System ("HRS"), which EPA promulgated as appendix A of the NCP (47 FR 31219, July 16, 1982).

On December 23, 1988 (53 FR 51962), EPA proposed revisions to the HRS in response to CERCLA section 105(c), added by SARA. EPA intends to issue the revised HRS as soon as possible. However, until the revised HRS is in effect, EPA will continue to use the current HRS in accordance with CERCLA section 105(c)(1) and Congressional intent, as explained in 54 FR 13299 (March 31, 1989).



National Priorities List (by Rank)
February 1990

NPL Rank	EPA Reg	St	Site Name	City/County
Group 5 (NRS Scores 49.31 - 47.10)				
201	03	PA	Hill Creek Dump	Erie
202	02	NJ	Glen Ridge Radium Site	Glen Ridge
203	02	NJ	Montclair/West Orange Radium Site	Montclair/W Orange
204	01	CT	Precision Plating Corp.	Vernon
205	04	FL	Sixty-Second Street Dump	Tampa
206	05	MI	G&M Landfill	Utica
207	01	VT	Bennington Municipal Sanitary Lfl	Bennington
208	04	NC	Celanese(Shelby Fiber Operations)	Shelby
209	02	NJ	Metaltex/Aerosystems	Franklin Borough
210	05	VI	Schmalz Dump	Harrison
211	04	TX	Carrier Air Conditioning Co.	Collierville
212	05	MI	Motor Wheel, Inc.	Lansing
213	09	CA	Southern Calif Edison (Visalia)	Visalia
214	02	NJ	Leng Property	Pemberton Township
215	06	TX	Stewco, Inc.	Vaskoa
216	02	NJ	Sharkey Landfill	Parsippany/Troy Hts
217	05	CA	Selza Treating Co.	Selza
218	06	LA	Cleve Reber	Sorrento
219	05	IL	Velsicol Chemical (Illinois)	Marshall
220	07	MO	Wheeling Disposal Service Co. Lf	Anazonia
221	05	MI	Tar Lake	Mancelona Township
222	02	NY	Johnstown City Landfill	Town of Johnstown
223	04	NC	MC State U (Lot 86, Farm Unit #1)	Raleigh
224	08	CO	Louay Landfill	Arapahoe County
225	05	NV	MacGilliv & Gibbs/Bell Lumber	New Brighton
226	03	PA	Hunterstown Road	Straben Township
227	03	MO	Woodlawn County Landfill	Woodlawn
228	05	VI	Hackshawich Sanitary Landfill	Williamstown
229	07	IA	Mid-America Tanning Co.	Sergeant Bluff
230	07	NE	Lindsay Manufacturing Co.	Lindsay
231	02	NJ	Combe Fill North Landfill	Mount Olive Twp
232	01	MA	Re-Solve, Inc.	Dartmouth
233	02	NJ	Goose Farm	Plumstead Township
234	04	TX	Velsicol Chem (Harrison County)	Toone
235	02	NY	York Oil Co.	Molra
236	04	FL	Sapp Battery Salvage	Cottondale
237	04	SC	Vasches, Inc.	Burton
238	02	NJ	Chemical Leeson Tank Lines, Inc.	Bridgeport
239	05	VI	Master Disposal Service Landfill	Brookfield
240	07	KS	Deepko Disposal (Molliday)	Johnson County
241	02	NJ	Florence Land Recontouring Lndfl	Florence Township
242	01	RI	Davis Liquid Waste	Southfield
243	01	MA	Charles-George Reclamation Lndfl	Tyngsborough
244	02	NJ	King of Prussia	Winslow Township
245	03	VA	Chisman Creek	York County
246	05	OH	Heese Chemical	Salem
247	03	CO	Eagle Mine	Hintun/Redcliff
248	02	SC	Chemical Control	Elizabeth
249	04	NC	Charles Macon Lagoon & Drum Stor	Cordova
250	04	SC	Leonard Chemical Co., Inc.	Rock Hill

National Priorities List (by Rank)
February 1990

NPL Rank	EPA Reg	St	Site Name	City/County
Group 6 (NRS Scores 47.05 - 45.22)				
251	05	OH	Allied Chemical & Ironton Coke	Ironton
252	05	MI	Verona Well Field	Battle Creek
253	07	MO	Leo Chemical	Liberty
254	01	CT	Beacon Heights Landfill	Beacon Falls
255	04	AL	Stauffer Chem (Cold Creek Plant)	Bucks
256	05	MI	Burlington Northern (Brainerd)	Brainerd/Taxter
257	05	MI	Torch Lake	Houghton County
258	01	KI	Central Landfill	Johnston
259	03	PA	Malvern TCE	Malvern
260	02	NY	Facet Enterprises, Inc.	Elmira
261	03	DE	Delaware Sand & Gravel Landfill	New Castle County
262	03	PA	Tonolli Corp.	Wesquehoning
263	04	NC	National Starch & Chemical Corp.	Salisbury
264	03	PA	MW Manufacturing	Valley Township
265	03	VA	C & R Battery Co., Inc.	Chesterfield County
266	04	TX	Murray-Ohio Dump	Lawrenceburg
267	05	IN	Envirochem Corp.	Zionsville
268	05	IN	MIDCO I	Gary
269	05	OH	Ormet Corp.	Hennibal
270	05	OH	South Point Plant	South Point
271	01	CT	Gallup's Quarry	Plainfield
272	03	PA	Whittemyer Laboratories	Jackson Township
273	04	FL	Colleson-Evans Wood Preserving Co.	Whitehouse
274	02	NJ	Dayco Corp./L.E Carpenter Co.	Wharton Borough
275	03	PA	Shriver's Corner	Straben Township
276	03	PA	Dorney Road Landfill	Upper Merungie Twp
277	03	PA	Berks Landfill	Spring Township
278	05	IN	Northside Sanitary Landfill, Inc	Zionsville
279	05	IL	Interstate Pollution Control, Inc	Rockford
280	06	OK	Oklahoma Refining Co.	Cyril
281	09	CA	Pacific Coast Pipe Lines	Fillmore
282	02	NJ	Global Sanitary Landfill	Old Bridge Township
283	04	FL	Florida Steel Corp.	Indiantown
284	03	PA	Occidental Chem/Firestone Tire	Lower Pottsgrove Twp
285	03	VA	Culpeper Wood Preservers, Inc.	Culpeper
286	05	IL	Pagel's Pit	Rockford
287	05	RI	University Minn Rosemount Res Cen	Rosemount
288	05	NH	Freeway Sanitary Landfill	Burnsville
289	05	VI	Tonah Municipal Sanitary Landfill	Tonah
290	09	AZ	Litchfield Airport Area	Goodyear/Avondale
291	09	CA	Firestone Tire (Salinas Plant)	Salinas
292	02	NJ	Spence Farm	Plumstead Township
293	06	AR	Kid-South Wood Products	Kene
294	04	MS	Mewson Brothers/Old Reichhold	Columbia
295	09	CA	Atlas Asbestos Mine	Fresno County
296	09	CA	Coalinga Asbestos Mine	Coalinga
297	04	FL	Brown Wood Preserving	Livis Oak
298	02	NY	Port Washington Landfill	Port Washington
299	05	IN	Colubus Old Municipal Lndfl #1	Colubus
300	02	NJ	Combe Fill South Landfill	Chester Township

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